

Notice of Rulemaking Hearing
Tennessee Department of Environment and Conservation
Division of Solid Waste Management

There will be a hearing before the Tennessee Department of Environment and Conservation to consider the promulgation of amendments of rules on behalf of the Tennessee Solid Waste Disposal Control Board pursuant to T.C.A. §§ 68-203-103(b)(3), 68-211-102(a), 68-211-105(b), 68-211-106(a)(1), 68-211-107(a), and 68-211-111(d)(1). The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4 - 5 - 204 and will take place at the following location, time, and date:

Location	Time	Date
5 th Floor Large Conference Room L & C Tower 401 Church Street Nashville, TN	1:00 p.m. CST	November 19, 2003

Individuals with disabilities who wish to participate in these proceedings (or review these filings) should contact the Tennessee Department of Environment and Conservation to discuss any auxiliary aids or services needed to facilitate such participation. Such contact may be in person, by writing, telephone, or other means and should be made no less than ten (10) days prior to the scheduled hearing date or date such party intends to review such filings, to allow time to provide such aid or services. Contact the ADA Coordinator at Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

For a copy of this notice of rulemaking hearing or for directions to the hearing location, contact: Greg Luke, Division of Solid Waste Management, Tennessee Department of Environment and Conservation, 5th Floor, L & C Tower, 401 Church Street, Nashville, TN 37243-1535, 615-532-0874, FAX 615-532-0886. Oral or written comments are invited at the hearing. In addition, written comments may be submitted to Greg Luke prior to or following the public hearing. However, such written comments must be received in the Division's Central Office by 4:30 p.m. CST, November 21, 2003 in order to assure consideration. The "DRAFT" rules may also be accessed for review at the Department's World Wide Web Site located at "<http://www.state.tn.us/environment/swm/swmppo/>".

The Division of Solid Waste Management has prepared an initial set of draft rules for public review and comment. Copies of these initial draft rules are available for review in the Public Access Areas of the following Departmental Environmental Assistance Centers:

Memphis Environmental Assistance Center Suite E- 645, Perimeter Office Park 2510 Mount Moriah Road Memphis, TN 38115-1520 901-368-7939/1-888-891-8332	Chattanooga Environmental Assistance Center State Office Building, Suite 550 540 McCallie Avenue Chattanooga, TN 37402-2013 423-634-5745/1-888-891-8332
Knoxville Environmental Assistance Center State Plaza, Suite 220 2700 Middlebrook Pike Knoxville, TN 37921-5602 865-594-6035/1-888-891-8332	Nashville Environmental Assistance Center 711 R. S. Gass Blvd. Nashville, TN 37243-1550 615-687-7000/1-888-891-8332
Johnson City Environmental Assistance Center	Jackson Environmental Assistance Center

2305 Silverdale Road
Johnson City, TN 37601-2162
423-854-5400/1-888-891-8332

362 Carriage House Drive
Jackson, TN 38305-2222
731-512-1300/1-888-891-8332

Cookeville Environmental Assistance Center
1221 South Willow Avenue
Cookeville, TN 38501
931-432-4015/1-888-891-8332

Columbia Environmental Assistance Center
2484 Park Plus Drive
Columbia, TN 38401
931-380-3371/1-888-891-8332

Additional review copies only are available at the following library locations:

E. G. Fisher Public Library
1289 Ingleside Avenue
Athens, TN 37371-1812
423-745-7782

Clarksville-Montgomery Cty. Public Library
350 Pageant Lane, Suite 501
Clarksville, TN 37040-0005
931-648-8826

Hardin County Library
1100 Pickwick Road
Savannah, TN 38372
731-925-4314

Art Circle Public Library
154 East First Street
Crossville, TN 38555-4696
931-484-6790

McIver's Grant Public Library
204 North Mill Street
Dyersburg, TN 38024-4631
901-285-5032

Kingsport Public Library
400 Broad Street
Kingsport, TN 37660-4292
423-229-9488

Coffee County-Manchester Public Library
1005 Hillsboro Highway
Manchester, TN 37355-2099
931-723-5143

W. G. Rhea Public Library
400 West Washington Street
Paris, TN 38242-0456
731-642-1702

Substance of Proposed Rules

Subparagraph (b) of paragraph (1) of rule 1200-1-7-.07 Fee System for Non-Hazardous Disposal and Certain Non-Hazardous Processors of Solid Waste is amended by deleting part 8.

Subparagraph (b) of paragraph (3) of rule 1200-1-7-.07 Fee System for Non-Hazardous Disposal and Certain Non-Hazardous Processors of Solid Waste is amended by deleting the current subparagraph (b) and substituting the following language:

- (b) Any person who receives a permit or completes final closure after July 1 of any year shall pay a proportionate share of the fee based on the number of days the facility is permitted.

Part 1 of subparagraph (c) of paragraph (3) of rule 1200-1-7-.07 Fee System for Non-Hazardous Disposal and Certain Non-Hazardous Processors of Solid Waste is amended by deleting subpart (v).

Regulatory Authority: T.C.A. §§ 68-203-103(b)(3), 68-211-102(a), 68-211-105(b), 68-211-106(a)(1), 68-211-107(a), and 68-211-111(d)(1).

I certify that this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Tennessee Division of Solid Waste Management.

Mike Apple
Director
Division of Solid Waste Management

Subscribed and sworn to before me this the _____ day of _____, 20_____.

Notary Public

My Commission expires on the _____ day of _____, 20_____.

The notice of rulemaking set out herein was properly filed in the Department of State on the _____ day of _____, 20_____.

Riley C. Darnell
Secretary of State

By: _____